

Date: February 3, 2004, Rev. (Feb. 11, 2004)

To: Court of Appeals Judges, Director of State Courts, Staff Counsel, Clerk's Office Staff

From: Cornelia G. Clark, Clerk

Re: COURT OF APPEALS MONTHLY STATISTICAL REPORT - JANUARY

Cumulative: January 1, 2004 through January 31, 2004

APPELLATE DISTRICT	I	II	III	IV	TOTAL
Cases Carried Over					
<u>from December 31</u>	<u>631</u>	<u>506</u>	<u>339</u>	<u>522</u>	<u>1998</u>
Civil	248	276	197	322	1043
Criminal	383	230	142	200	955
<u>Cases Filed</u>	<u>89</u>	<u>74</u>	<u>70</u>	<u>71</u>	<u>304</u>
Civil	39	35	39	44	157
Criminal	50	39	31	27	147
<u>Cases Docketed</u>	<u>720</u>	<u>580</u>	<u>409</u>	<u>593</u>	<u>2302</u>
Civil	287	311	236	366	1120
Criminal	433	269	173	227	1102
<u>Cases Reinstated</u>	<u>0</u>	<u>1</u>	<u>0</u>	<u>3</u>	<u>4</u>
Civil	0	1	0	3	4
Criminal	0	0	0	0	0
<u>Cases Terminated*</u>	<u>67</u>	<u>68</u>	<u>44</u>	<u>81</u>	<u>260</u>
Opinion-Civil	7	18	11	18	54
Opinion-Criminal	0	2	7	11	20
Sub-Total	7	20	18	29	74
Sum.Disp.-Civil	8	8	3	2	21
Sum.Disp.-Criminal	<u>20</u>	<u>12</u>	<u>7</u>	<u>18</u>	<u>57</u>
Sub-Total	28	20	10	20	78
Memo Opinion-Civil	17	11	6	24	58
Memo Opinion-Criminal	<u>12</u>	<u>7</u>	<u>6</u>	<u>3</u>	<u>28</u>
Sub-Total	29	18	12	27	86
Other-Civil	2	5	2	3	12
Other-Criminal	<u>1</u>	<u>5</u>	<u>2</u>	<u>2</u>	<u>10</u>
Sub-Total	3	10	4	5	22
<u>Correction for Error</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Civil	0	+2	0	0	+2
Criminal	0	-2	0	0	-2
<u>CASES PENDING</u>	<u>651</u>	<u>514</u>	<u>365</u>	<u>516</u>	<u>2046</u>
CIVIL	253	273	214	321	1061
CRIMINAL	398	241	151	195	985

*Terminations are adjusted to reflect dispositions by panels assigned to cases filed in other districts and cover the "number of cases" terminated.

CASE ACTIVITY DURING MONTH OF JANUARY:

APPELLATE DISTRICT	I	II	III	IV	TOTAL
Cases Filed	<u>89</u>	<u>74</u>	<u>70</u>	<u>71</u>	<u>304</u>
Civil	39	35	39	44	157
Criminal	50	39	31	27	147
Cases Terminated	<u>67</u>	<u>68</u>	<u>44</u>	<u>81</u>	<u>260</u>
Opinion-Civil	<u>7</u>	18 1-4/2	11	18	54
Opinion-Criminal	0	2	7	11 1-3/4	20
Sum.Disp.-Civil	8	8	3	2	21
Sum.Disp.-Criminal	20	12	7 1-1/3	18 1-1/4	57
Memo Opinion-Civil	17	11	6	24	58
Memo Opinion-Crim.	12	7	6	3	28
Other-Civil	2	5	2	3	12
Other-Criminal	1	5	2	2	10
Cases Reinstated	<u>0</u>	<u>1</u>	<u>0</u>	<u>3</u>	<u>4</u>
Civil	0	1	0	3	4
Criminal	0	0	0	0	0
Correction for Error	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Civil	0	+2	0	0	+2
Criminal	0	-2	0	0	-2
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Notices of Appeal Filed:	I	II	III	IV	TOTAL
One-Judge Appeals:	<u>16</u>	<u>14</u>	<u>20</u>	<u>15</u>	<u>65</u>
Civil	14	10	12	7	43
Criminal	2	4	8	8	22
Three-Judge Appeals:	<u>66</u>	<u>53</u>	<u>46</u>	<u>47</u>	<u>212</u>
Civil	18	21	23	29	91
Criminal	48	32	23	18	121
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Sup. Writs Filed:	4	4	1	10	19
Sup. Writs Terminated:	<u>11</u>	<u>5</u>	<u>1</u>	<u>11</u>	<u>28</u>
Granted	0	0	0	0	0
Denied, Dism'd, Other	11	5	1	11	28
Sup. Writs Pending:	5	9	3	17	34
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Leave to Appeal Filed:	3	4	3	4	14
Leave to Appeal Term'd:	<u>1</u>	<u>3</u>	<u>0</u>	<u>4</u>	<u>8</u>
Granted	0	0	0	1	1
Denied, Dism'd, Other	1	3	0	3	7
Leave to Appeal Pending:	4	3	6	6	19

ADDITIONAL MATTERS DURING MONTH OF JANUARY:

APPELLATE DISTRICT	I	II	III	IV	TOTAL
Motions Filed:					
Numbered Cases	107	109	63	116	395
Extensions of Time	59	55	40	63	217
Unnumbered Cases	<u>84</u>	<u>47</u>	<u>42</u>	<u>53</u>	<u>226</u>
TOTAL MOTIONS FILED	250	211	145	232	838
Motions Terminated:					
Numbered Cases	115	118	61	112	406
Extensions of Time	71	56	37	61	225
Unnumbered Cases	<u>100</u>	<u>51</u>	<u>40</u>	<u>54</u>	<u>245</u>
TOTAL MOTIONS TERM'D	286	225	138	227	876
Motions Pending:					
Numbered Cases	64	85	28	72	249
Extensions of Time	5	7	6	9	27
Unnumbered Cases	<u>18</u>	<u>10</u>	<u>8</u>	<u>13</u>	<u>49</u>
TOTAL MOTIONS PENDING	87	102	42	94	325
Opins. Circulating	23	19	3	12	57
Opins. Approved but not Released	8	4	3	1	16
	I	II	III	IV	TOTAL
Pet. for Bypass Filed	<u>1</u>	<u>0</u>	<u>3</u>	<u>0</u>	<u>4</u>
Civil	1	0	2	0	3
Criminal	0	0	1	0	1
Certifications Filed	<u>0</u>	<u>1</u>	<u>0</u>	<u>1</u>	<u>2</u>
Civil	0	1	0	1	2
Criminal	0	0	0	0	0
Pet. for Review Filed	<u>26</u>	<u>20</u>	<u>18</u>	<u>27</u>	<u>91</u>
Civil	12	10	11	11	44
Criminal	14	10	7	16	47

Status of Pending Cases as of January 31, 2004:

APPELLATE DISTRICT	I	II	III	IV	TOTAL
Awaiting Record	<u>165</u>	<u>86</u>	<u>71</u>	<u>79</u>	<u>401</u>
Civil	62	49	39	50	200
Criminal	103	37	32	29 1-4/2	201
Applt. Brief Due	<u>64</u>	<u>65</u>	<u>48</u>	<u>68</u>	<u>245</u>
Civil	37	37	27	47	148
Criminal	27	28	21	21	97
Applt. Brief Overdue	<u>2</u>	<u>2</u>	<u>3</u>	<u>4</u>	<u>11</u>
Civil	2	1	0	4	7
Criminal	0	1	3	0	4
Respt. Brief Due	<u>31</u>	<u>47</u>	<u>32</u>	<u>39</u>	<u>149</u>
Civil	14	28 1-2/4	22	22	86
Criminal	17	19	10	17	63
Respt. Brief Overdue	<u>0</u>	<u>0</u>	<u>2</u>	<u>0</u>	<u>2</u>
Civil	0	0	2	0	2
Criminal	0	0	0	0	0
Other Brief Due	<u>3</u>	<u>2</u>	<u>1</u>	<u>2</u>	<u>8</u>
Civil	3	2	1	2	8
Criminal	0	0	0	0	0
Reply Brief Due	<u>23</u>	<u>22</u>	<u>16</u>	<u>15</u>	<u>76</u>
Civil	10	15	12	9	46
Criminal	13	7	4	6 2-4/1	30
Cases W/Motions or Writs Pending	<u>50</u>	<u>57</u>	<u>39</u>	<u>69</u>	<u>215</u>
Civil	31	44	27	52	154
Criminal	19	13	12	17	61
Ready for Screening	<u>102</u>	<u>82</u>	<u>38</u>	<u>42</u>	<u>264</u>
Civil	42 1-1/4, 1-1/3	44 1-2/4	31	28 1-4/2	145
Criminal	60	38	7	14	119
Assigned for Oral Arg.	<u>1</u>	<u>0</u>	<u>0</u>	<u>1</u>	<u>2</u>
Civil	1	0	0	1	2
Criminal	0	0	0	0	0
Under Submission	<u>151</u>	<u>97</u>	<u>83</u>	<u>151</u>	<u>482</u>
Civil	40 4-1/4	42	32 1-3/4	99 3-4/1, 1-4/3	213
Civil/FT	0	0	10	2	12
Criminal	111 9-1/4, 6-1/3	155	41	50 1-4/2	257
Criminal/FT	0 1-1/2	0	0	0	0
No Merit & Awaiting NM	<u>57</u>	<u>45</u>	<u>21</u>	<u>38</u>	<u>161</u>
Civil	9	3	3	0	15
Criminal	48	42	18	38 10-4/2	146
HOLD Status	<u>2</u>	<u>9</u>	<u>11</u>	<u>7</u>	<u>29</u>
Civil	2	8	8	4	22
Criminal	0	1	3	3	7
TOTAL CASES PENDING	<u>651</u>	<u>514</u>	<u>365</u>	<u>516</u>	<u>2046</u>
Civil	253	273	214	321	1061
Criminal	398	241	151	195	985

Wisconsin Court of Appeals

Explanation of Termination Categories

OPINIONS

Includes three-judge and one-judge authored opinions and per curiam opinions. All per curiam opinions are assigned to a supervising judge who has the responsibility for approval of the final draft of the opinion after circulation to the panel.

SUMMARY DISPOSITIONS

Includes opinions issued in the form of a court order after the court has reviewed the briefs and record, and following a screening and decision conference(s). All dispositions in this category are assigned to a supervising judge who is responsible for approval of the final draft of the opinion after circulation to the panel.

MEMO OPINIONS

Includes opinions issued in the form of a court order prior to a screening and decision conference(s). Examples of memo opinions are: jurisdictional terminations; petitions for writs denied or granted if the order terminates the action; petitions for leave to appeal that are denied; summary disposition of unscreened cases – usually upon a motion; motions to dismiss on the merits that are granted; transfers to circuit court; any other miscellaneous termination of an appeal in which judicial time is expended and a full explication of reasoning is set forth.

OTHER

Includes miscellaneous orders terminating cases that are issued by the Clerk's Office. Examples of miscellaneous orders are: voluntary dismissals; stipulations to dismiss; failure of an appellant to submit filing fee information.

Please Note: Case filings are counted according to the district of origin and tracked through the appellate process in the filing district. Terminations, however, are counted in the district that issued the opinion. For example, a case filed in District IV, but transferred to District III, will be counted as a pending case in District IV until the opinion is issued when adjustments will be made to reflect the termination by District III. In this example, the District III termination will result in one less case pending in District IV.

Page 2 of the Monthly Statistical Report reflects how many cases terminated by a particular district are transfer cases. Page 4 of the report reflects the current status of transfer cases.